

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 24-21050-CIV-ALTONAGA/Reid

**PRESIDENT DONALD J. TRUMP,**

Plaintiff,

v.

**AMERICAN BROADCASTING  
COMPANIES, INC.; et al.,**

Defendants.

/

**ORDER SETTING TRIAL AND PRE-TRIAL SCHEDULE, REQUIRING  
MEDIATION, AND REFERRING CERTAIN MATTERS TO MAGISTRATE JUDGE**

**THIS CAUSE** is set for trial during the Court's two-week trial calendar beginning on **April 7, 2025**. Calendar call will be held at **9:00 a.m. on Tuesday, April 1, 2025**. No pre-trial conference will be held unless a party requests one, and the Court determines that one is necessary. The parties shall adhere to the following schedule:

**April 29, 2024.** The parties shall select a mediator in accordance with Local Rule 16.2; schedule a time, date, and place for mediation; and jointly **file a proposed order scheduling mediation** in the form specified on the Court's website, <http://www.flsd.uscourts.gov>. If the parties cannot agree on a mediator, they shall notify the Clerk in writing as soon as possible, and the Clerk shall designate a certified mediator on a blind rotation basis. Counsel for all parties shall familiarize themselves with and adhere to all provisions of Local Rule 16.2. Within **seven (7) days** of mediation, the parties are required to file a mediation report with the Court. In accordance with the procedures outlined in the CM/ECF Administrative Procedures, the proposed order must be emailed to [altonaga@flsd.uscourts.gov](mailto:altonaga@flsd.uscourts.gov) in Word format.

**May 20, 2024.** All motions to amend pleadings or join parties are filed.

**November 12, 2024.** Parties exchange expert witness summaries or reports.

**November 25, 2024.** Parties exchange rebuttal expert witness summaries or reports.

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**December 9, 2024.** All discovery, including expert discovery, is completed.<sup>1</sup>

**December 16, 2024.** Parties must have completed mediation and filed a mediation report.

**December 24, 2024.** All pre-trial motions and *Daubert* motions (which include motions to strike experts) are filed. Each party is limited to filing one *Daubert* motion. If all evidentiary issues cannot be addressed in a 20-page memorandum, leave to exceed the page limit will be granted. **The parties are reminded that *Daubert* motions must contain the Local Rule 7.1(a)(3) certification.**

**January 21, 2025.** Parties must file and submit joint pre-trial stipulation, proposed jury instructions and verdict form, or proposed findings of fact and conclusions of law, as applicable, and motions *in limine* (other than *Daubert* motions). Each party is limited to filing one motion *in limine* which may exceed the page limits allowed by the Rules. **The parties are reminded that motions *in limine* must contain the Local Rule 7.1(a)(3) certification.**

**Jury Instructions and Verdict Form.** The parties shall submit their proposed jury instructions and verdict form jointly, although they need not agree on each proposed instruction. Where the parties do not agree on a proposed instruction, that instruction shall be set forth in bold type. Instructions proposed only by a plaintiff shall be underlined. Instructions proposed only by a defendant shall be italicized. Every instruction must be supported by citation to authority. The parties shall use as a guide the Eleventh Circuit Pattern Jury Instructions for Civil Cases, including the directions to counsel contained therein. Proposed jury instructions and verdict form, in typed form, including substantive charges and defenses, shall be filed and submitted to the Court prior

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<sup>1</sup> The parties by agreement, and/or Magistrate Judge Reid, may extend this deadline, so long as such extension does not impact any of the other deadlines contained in this Scheduling Order. In the Joint Scheduling Report [ECF No. 18], Defendants indicate they will be requesting a stay of discovery pending the adjudication of a forthcoming motion to dismiss and while Plaintiff is engaged in other pressing matters; Plaintiff does not object. (*See id.* 1–2). The Court cautions the parties that in the absence of a jurisdictional challenge or qualified immunity defense, “motions to stay discovery pending ruling on a dispositive motion are generally disfavored in this district.” *Randy Rosenberg, D.C., P.A. v. GEICO Gen. Ins. Co.*, No. 19-cv-61422, 2019 WL 6052408, at \*1 (S.D. Fla. Nov. 15, 2019) (alteration adopted; quotation marks and citation omitted); *see also Reilly v. Amy’s Kitchen, Inc.*, No. 13-21525-Civ, 2013 WL 3929709, at \*1 (S.D. Fla. July 31, 2013) (“[T]here is no general rule that discovery be stayed while a pending motion to dismiss is resolved.” (alteration added; citations omitted)). Furthermore, if Plaintiff is not prepared to proceed in accordance with this Scheduling Order while he is engaged in other matters, he may so indicate, and the Court will administratively close the case until he advises of his readiness.

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to calendar call, in Word format, via e-mail to [altonaga@flsd.uscourts.gov](mailto:altonaga@flsd.uscourts.gov). Instructions for filing proposed documents may be viewed at <http://www.flsd.uscourts.gov>.

**Referral to Magistrate Judge.** Pursuant to 28 U.S.C. section 636 and this District's Magistrate Judge Rules, all discovery matters are referred to Magistrate Judge Lisette M. Reid. Furthermore, in accordance with 28 U.S.C. section 636(c)(1), the parties may consent to trial and final disposition by Magistrate Judge Reid. **The deadline for submitting a consent is December 24, 2024.**

**Discovery.** The parties may stipulate to extend the time to answer interrogatories, produce documents, and answer requests for admissions. The parties shall not file with the Court notices or motions memorializing any such stipulation unless the stipulation interferes with the deadlines set forth above. Stipulations that would so interfere may be made only with the Court's approval. *See Fed. R. Civ. P. 29.* In addition to the documents enumerated in Local Rule 26.1(b), the parties shall not file notices of deposition with the Court. Strict compliance with the Local Rules is expected, particularly with regard to motion practice. *See S.D. Fla. L.R. 7.1.*

**Discovery Disputes.** The parties shall comply with the discovery procedures provided in the document titled, "Standing Discovery Order for Magistrate Judge Lisette M. Reid," available on the Court's website. **No written discovery motions, including motions to compel, for protective order, or related motions for sanctions shall be filed.** Counsel must actually confer and engage in reasonable compromise in a genuine effort to resolve their discovery disputes before seeking the Court's intervention. The Court may impose sanctions, monetary or otherwise, if it determines discovery is being improperly sought or is being withheld in bad faith. If, after conferring, the parties are unable to resolve their discovery dispute without Court intervention, the moving party must seek relief within fifteen (15) days of the occurrence of the grounds for relief

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by contacting Judge Reid's Chambers by email and requesting a hearing. The requesting party must send an email to [reid@flsd.uscourts.gov](mailto:reid@flsd.uscourts.gov) in which they shall copy all opposing counsel, provide a brief description of the nature of the dispute, and attach any reliance materials. Specific requirements for that email are outlined in the "Standing Discovery Order for Magistrate Judge Lisette M. Reid" document available on the Court's website.

**DONE AND ORDERED** in Miami, Florida, this 9th day of April, 2024.

  
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**CECILIA M. ALTONAGA**  
**CHIEF UNITED STATES DISTRICT JUDGE**

cc: counsel of record